



JUL 23 2002

PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of : John E. Sims

Attorney Docket No.: 2976-C

Serial No.: 10/046,060

Group Art Unit: 1646

Filed: October 18, 2001

Examiner: Unknown

For: FIL-1 THETA DNAS AND POLYPEPTIDES

TRANSMITTAL LETTER

BOX SEQUENCE
Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Transmitted herewith is a Response to Notice to File Missing Parts in the above-identified application. The Commissioner is authorized to charge the amount of \$ 870.00 to Deposit Account No. 09-0089. This amount includes a filing fee of \$740.00, and a surcharge of \$130.00 for the deferred Declaration.

The Commissioner is further authorized to charge (or credit) Deposit Account No.09-0089 for any additional fee required in connection with the subject application, even if different from that calculated above. This authorization also hereby includes a request for any extension of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this sheet is enclosed.

Immunex Corporation
Law Department
51 University Street
Seattle, WA 98101
Telephone: (206) 587-0430

Respectfully submitted,

Patricia Anne Perkins
Registration No. 34,693

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX SEQUENCE, Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202 on the date indicated below.

Date: July 17, 2002

Signed:

Camilla C. Edwards



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John E. Sims

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**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

BOX SEQUENCE
Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202
Sir:

In response to a Notice to File Missing Parts of Nonprovisional Application mailed May 17, 2002, in the above identified application, applicant submits herewith the following documents for filing in the U.S. Patent and Trademark Office:

Executed Declaration by the inventor in compliance with 37 CFR §1.63;
Sequence Listing in computer readable form;
Sequence Statement under 37 CFR §1.821(f);
Transmittal letter authorizing deduction of fees;
A copy of the Notice to File Missing Parts; and
Statement under 37 CFR §3.73(b) and Power of Attorney.

These papers are believed to fulfill the requirements given in the Notice; the Commissioner is respectfully requested to notify applicant of any further deficiencies.

Immunex Corporation
Law Department
51 University Street
Seattle, Washington 98101
Telephone: (206) 587-0430

Respectfully submitted,


Patricia Anne Perkins
Registration No. 34,693

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Signed: 
Camilla C. Edwards



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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/046,060	10/18/2001	John E. Sims	2976-C

22932
IMMUNEX CORPORATION
LAW DEPARTMENT
51 UNIVERSITY STREET
SEATTLE, WA 98101

CONFIRMATION NO. 3693

FORMALITIES LETTER



OC00000008146680

Date Mailed: 05/17/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/26/2002 KBERHE 00000111 090089 10046060

FILED UNDER 37 CFR 1.53(b)

01 FC:101 740.00 CH
02 FC:105 130.00 CH

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216

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- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$870 for a Large Entity

- \$740 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

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PART 2 - COPY TO BE RETURNED WITH RESPONSE